

Today's Ogden News

BUSY SESSION OF THE CITY COUNCIL

First Reading of New Franchise Ordinance for Ogden Rapid Transit Company.

DEATH OF WARREN G. CHILDS.

Honored Pioneer Lays Down Life's Carcass at 71—Jury Awards Damages For J. H. Winslow's Death.

Ogden, April 18.—The city council met with a full attendance last night. The proceedings were witnessed by many persons prominent in local affairs, including Simon Bamberger, president of the Salt Lake and Ogden railroad.

The law committee, in reporting on the application of the Ogden Rapid Transit company for a more extensive franchise, submitted a substitute ordinance, which passed its first reading and, on motion of Piggart, was laid on the table for one week.

The ordinance provides that in consideration of granting of the franchise the street car company receives the free use of the streets of Ogden for the maintenance of street car lines for a period of five years after which it agrees to give the city the following remuneration: For the first five years, \$500 annually; for the next five years, \$1,000 annually; and for the last five years, \$1,500 annually. The ordinance further provides that "Ogden City shall reserve the right to remove any tracks constructed by the Transit company which are not in the actual use of the company and further provides that in the event of the granting by the city of a franchise to another company which finds it compulsory to use certain tracks belonging to the Transit company, the Transit company must fix a nominal trackage rental."

M. S. Browning submitted plans and specifications of the proposed right of way for a driveway to Ogden canyon, which he agrees to turn over to the city under certain conditions, with the request that the city engineer inspect them.

An ordinance authorizing the city to accept the \$30,000 refunding bonds offered by the Utah National Bank for the payment of valid maturing bonds issued in 1891, passed its third reading, and awaits the mayor's signature.

Councilman Dickson's resolution instructing the city attorney to draw up an ordinance providing that all automobiles, vehicles and pedestrians remain on the right side of a thoroughfare while in motion, was adopted.

The contract for the city's concrete work during the season of 1906 was awarded to J. C. Nelson at the rate of 12 cents a square foot, with an additional charge of 45 cents per cubic yard for grading and 50 cents for filling.

START MADE FOR CANYON.

Mr. Bamberger Begins Construction Of Line to Sanatorium.

Ogden, April 18.—Simon Bamberger has renewed his contract with Wheel-

Manager, E. A. Larkin, 466 24th St. Telephone 128-k.

Advertisements for the Daily, Saturday and Semi-Weekly News accepted on the same terms as at the Salt Lake office.

Circulator, John H. McGregor, 215 Wash. Ave. Ind. Tel. 11. Office with Lambert Paper Co.

Payments for the Daily, Saturday and Semi-Weekly News should be made to the circulator. Delivery made by carrier on the same terms as in Salt Lake.

Wright Brothers Construction company, to build his car line from Washington avenue to the mouth of Ogden canyon, the work to be completed within 60 days.

Work was commenced yesterday laying the track along Washington avenue near the Ogden river bridge by a gang of men under the supervision of one of Mr. Bamberger's foremen, but as the contract has been terminated by the construction company, it will continue the work until the track is completed to the sanatorium. Wheelwrights will put a large force of men and teams to work immediately, and push the same to completion within the specified time. Every move taken by Mr. Bamberger during the past few weeks is more convincing that he expects to have the Salt Lake & Ogden line completed between Salt Lake and here within the next three months.

As damages for the death of J. H. Winslow in Azusa, Wreck.

Ogden, April 18.—After being out over four hours, the jury in the case of A. I. Stone, administrator of the estate of J. H. Winslow, deceased, against the Union Pacific company, brought in a verdict at 10 o'clock last night in favor of the plaintiff for \$3,000 damages.

The case has been on trial in the second district court before Judge Howell during the past week. Winslow was another victim of the Azusa, Wyoming, wreck, which occurred in November, 1904, when a freight train collided with a passenger train, killing a number of people. The action was brought to recover \$20,000 damages, but under the ruling of Judge Howell, that the Wyoming statute must govern the law in the case, which provides that a verdict of more than \$5,000 cannot be obtained as damages for the death of an employee of any corporation, the jury was therefore instructed that a verdict of more than that amount could not be given in this state, when the accident occurred in Wyoming as in this case.

There are still two more such cases to be tried here, in which the Stone administrator for parties' estates who were killed in the same wreck.

WARREN G. CHILDS' DEATH.

Honored Pioneer Succumbs to Long Suffering—Busy Career Closed.

Ogden, April 18.—Death has relieved the suffering of Warren G. Childs, who passed to the great beyond yesterday afternoon, at the family residence, 335 Twenty-sixth street, aged 71 years.

The direct cause of death was paralysis with which he was stricken some time ago and for several weeks his life has been despaired of, so that the announcement of his demise will not come as a surprise to his many friends throughout the state. He leaves, besides a wife, a numerous posterity, consisting of 13

children, 77 grandchildren and 15 great grandchildren.

Warren G. Childs was born Feb. 21, 1835 at St. Lawrence county, N. Y. When 17 years of age he joined the Latter-day Saints' faith, to which he was devoted up to the time of his death. He was at Nauvoo when the Saints were compelled through persecution to abandon their homes and make their exodus to Utah. He arrived in Ogden in 1852 and has ever since made this his home. For many years he conducted a mercantile business in this city, but of late years has been conducting a contracting and building business. Eighteen years ago, while engaged in constructing a reservoir, a premature blast occurred, destroying his right hand and eyesight.

Mr. Childs was an active worker in the Church, and served as Bishop's counselor for many years in the Second ward, and was honorably released a few years ago because of failing health. He was one of the missionaries who was called to go to the Salmon River country, Ida., in the early days to open up that valley.

Funeral services over his remains will be held Saturday at 2 o'clock at the Second ward meetinghouse. Interment will take place in the Ogden City cemetery.

WEBER COUNTY AFFAIRS.

Good Road Material Found and Much Will Be Spent for Highways.

Ogden, April 18.—The Weber county commissioners have at last found suitable gravel and quartzite rock for the repaving of the roads of Weber county. The gravel beds are located near the Utah Hot Springs, a distance of about nine miles from Ogden City, and in close proximity to the Oregon Short Line and Ogden & Northwestern railroad tracks. The commissioners have secured an option on the gravel and quartzite, and the rock crusher recently purchased by the county will be sent out to the site and put to work crushing rock for use on the roads. The commissioners are determined to improve the county roads, thousands of dollars will be expended for that purpose during this year. The road roller will also be put to work rolling the gravel and quartzite, thus making the public highways hard and permanent.

Commissioner Wilson, reported at yesterday's meeting of the county board, that repaving of the road in Ogden valley, near the head of the canyon, is practically completed. He also reported that herds of sheep are beginning to pass through Ogden canyon, doing considerable damage, and advised that some one be appointed to watch the sheep and that the damage can be assessed to the proper individuals.

Chairman Stanford reported that out of the \$150 fund allotted to him for the care of the poor, he had only expended \$44.15.

Reuben Campbell and Mrs. Crabtree were admitted to the county infirmary. The application of O'Neill for employment as engineer on the rock crusher at a salary of \$2.75 per day, was received and ordered filed.

FUNERAL OF HENRY LANE.

All that was mortal of the late Henry Lane, who passed peacefully away Saturday in the seventy-sixth year of his age, was interred yesterday in a grave in the Ogden City cemetery yesterday afternoon.

Impressive funeral services were held at 2 o'clock at the home of his son-in-law, Patriarch George W. Larkin, 648 Twenty-seventh street. A ladies' quartet composed of Mrs. Mary Farley, Mrs. Wm. Jones, Mrs. Bourne and Miss Clara Poulter sang beautiful selections and Miss Myrtle Ballinger sang a solo. The speakers were Elders C. C. Brown, H. H. Thomas and H. C. Jacobs, who eulogized the life of the deceased and comforted the sorrowing family in the hope of a glorious resurrection. Mrs. Mary Farley sang beautifully "Some Time We'll Understand."

WEDDING PERMITS.

The county clerk granted marriage licenses to the following couples: F. W. Whitten, 29, of Chattanooga, Tenn., and Miss Annie Carter, 22, of New York. They were married at the clerk's office by Elder E. P. Brown.

Parley G. Butler, of Marquette, and Miss Rieka Koldewyn, of Ogden, both of lawful age. They were married today in the Salt Lake Temple.

BRIEFS AND PERSONALS.

Chief of Police Thomas E. Browning has returned from the South, where he attended and addressed the International Association of Chiefs of Police. He reports having had a very interesting and pleasant trip.

George Cullen, who is serving a 15-days' sentence for vagrancy, made a dash for liberty on the public library grounds but was captured by Probation Officer Jacobs, who happened along on horseback.

A horse attached to a single buggy belonging to Horace Taylor of Harrisville, ran away yesterday near the corner of Adams avenue and Twenty-fourth street, striking a vehicle by colliding with a telegraph pole.

County Clerk David Mattson, returned last evening from Salt Lake City, where he went to inspect the voting machine, which may be put in use in Weber county.

MOODY RETAINS HUGHES

To Investigate Coal Transportation And Bring Suits.

Washington, April 17.—Atty.-Gen. Moody today gave out the following statement: "Charles E. Hughes of the New York bar and Alexander Simpson, Jr., of the Pennsylvania bar have been retained by the department of justice to take under consideration all the acts now known or which can be ascertained, relating to the transportation and sale of coal in interstate commerce, to advise what, if any legal proceedings should be begun, and to conduct, under the direction of the attorney-general, such suits and prosecutions, if any may be warranted by the evidence in hand and forthcoming."

The attorney-general adds that he believes that sufficient evidence has been developed in the investigations of the interstate commerce commission to warrant the employment of special counsel and agents in proceedings of this nature.

Mr. Hughes is well known in connection with the recent insurance investigation in New York in which he acted as counsel for the insurance companies of the state legislature. Mr. Simpson is a leading lawyer of Philadelphia.

INDICTED CLERK RESIGNS.

Washington, April 17.—R. G. Proctor, clerk of the committee on the Philippines, of which Senator Lodge is chairman of the United States, arrived here this evening on the steamer Empress of China. He will leave for Washington in a private car.

ATTACKED THE HEART

NEURALGIA IN THIS FORM IS OFTEN FATAL.

A Complicated Case Cured to Stay Cured by Dr. Williams' Pink Pills.

Neuralgia in any form is painful but when it attacks the heart it is frequently fatal. Complicated with indigestion of a form that affected the vital organs it threatened serious consequences in an instance just reported. The case is that of Mr. F. L. Graves, of Pleasant Hill, La., who tells of his trouble and cure as follows:

"I traveled considerably, was exposed to all kinds of weather and was irregular in my sleeping and eating. I suppose this was the cause of my sickness, at any rate, in May, 1905, I had got so bad that I was compelled to quit work and take to my bed. I had a good doctor and took his medicine faithfully but grew worse. I gave up hope of getting better and my neighbors thought I was surely going to die."

"I had something special that it is awful to recall. My heart fluttered and then seemed to cease beating. I could not lie on my left side at all. My hands and feet swelled and a few times I was entirely cured. I am glad to make this statement and wish it could cause every sufferer to try Dr. Williams' Pink Pills."

Dr. Williams' Pink Pills do not simply deaden pain; they cure the trouble which causes the pain. They are guaranteed to contain no narcotic, stimulant or opiate. Those who take them run no danger of forming any drug habit. The pills are a blood and nerve tonic and they feed the nerves through the blood. They act directly on the blood and it is only through the blood that any medicine can reach the nerves. In this way they have cured the most severe nervous disorders such as partial paralysis, locomotor ataxia, St. Vitus' dance and all sorts of nervous weakness. They are used in a special way to women and growing girls. Dr. Williams' Pink Pills are sold by all druggists or will be sent, postpaid, on receipt of price, 50 cents per box, six boxes for \$2.50, by the Dr. Williams' Medicine Co., Schenectady, N. Y.

morning, traveling over the Canadian Pacific and Canadian Soo lines. He is accompanied by his wife.

Admiral Sir Gerard Noel, the retiring commander-in-chief of the British China Squadron, was also a passenger on the Empress of China, which was held in quarantine at Williamsfield, started a short time on account of a case of smallpox being landed at Nagasaki.

MICHAEL DAVITT IS ILL.

Dublin, April 17.—Michael Davitt, who is suffering from blood poisoning, was operated on today by Sir William Thomas Stoker, president of the royal academy of medicine in Ireland, and is progressing satisfactorily.

WILLIE SYLVA KIDNAPPED.

San Francisco, April 17.—Willie Sylva, a 1-year-old boy living near San Leandro, was kidnapped last night and smuggled aboard the steamer Santa Clara, which left here today for the Alaskan canaries.

CHINA SHOP.

Orders taken for China. Firing done. Private lessons also special. Chinese beginners Saturdays. Room 36 Hooper Block.



WHOLESALE RIP UP OF DIVORCE DECREES

U. S. Supreme Court Decision in Haddock Case Creates Consternation.

GROUND ARE VERY SIMPLE.

Defendant Must be in Court's Jurisdiction or Crime Committed Within It.

Chicago, April 18.—A dispatch to the Tribune from Washington says: There is no doubt that the decision of the United States supreme court, handed down Monday, will rip open thousands of divorces which were supposed to be binding by all parties to them. It will dissolve all marriages made by parties to such divorces afterwards, and all children of those subsequent marriages will become illegitimate and will be unable to inherit property from their parents.

The decision of the United States supreme court, revolutionary though it may seem, is extremely simple in its actual bearing. In the first place, it must be understood that it does not concern any divorce case whatsoever where there has been actual service upon the defendant and where the defendant actually has appeared in court in person or by an attorney. It does not concern any divorce case whether the defendant is present in court or not, when the offense for which divorce is granted was committed within the jurisdiction of the court.

The decision of the supreme court, expressed in the briefest possible form, is: That no court can grant a valid divorce unless the defendant is personally within the jurisdiction of the court, or unless the offense for which a divorce is granted was committed within the jurisdiction of the court. It is easy to see how widespread will be the effect of this decision. Every husband and wife who has secured a divorce in one state for an offense committed in another in which the defendants still reside, is married still in the state where he or she had his or her original domicile.

The decision does not absolutely annul divorce, nor does it absolutely nullify subsequent marriages, nor does it illegitimize the children. The divorce, the subsequent marriage, and the rights of the children can only be attacked, apparently, by subsequent proceedings on the part of the party to the original marriage who was not consulted and who took no part in the divorce proceedings.

That is to say, one state is not bound to accept the decree of a divorce court in another state unless that decree was found as the result of a complete jurisdiction of the defendant or the offense. Of course, if the defendant does not subsequently appeal to the court, the original decree stands, because no one else has a right to question it.

In all these cases, therefore, where what are known as "Dakota divorces" are not contested they will stand. If the defendant, whether man or woman, has died, they will stand, and the property rights of the new wife and children will not be interfered with.

FOR REAL COMFORT

Take a pair of GROVER'S Hand Sewed OXFORDS. Rore Front and Lace—

\$3.00

Beautiful Line Canvas Oxford's \$1.50, \$1.75, \$1.85, \$2.00, \$2.25

Romney Dependable Shoes

268 S. MAIN.

THIS COUPON entitles the holder to 20% discount on Calcimo wall finish during the week starting April 16, 1906.

Culmer Paint & Glass Co., 20 EAST FIRST SOUTH.

The Bitter Human Wail

WRITE US FREELY and frankly, in strictest confidence, telling all your troubles, and stating your age. We will send you FREE ADVICE, in plain sealed envelope, and a valuable book on "Home Treatment for Women." Address: Ladies' Advisory Department, The Chattanooga Medicine Co., Chattanooga, Tenn.

THOUSANDS HAVE KIDNEY TROUBLE AND DON'T KNOW IT



Weak and unhealthy kidneys are responsible for more sickness and suffering than any other disease, therefore, when through neglect or other causes, kidney trouble is permitted to continue, many fatal results are sure to follow.

Your other organs may need attention but your kidneys most, because they do most and should have attention first.

If you are sick or "feel badly," begin taking Dr. Kilmer's Swamp-Root, the great kidney, liver and bladder remedy, because as soon as your kidneys begin to get better they will help all the other organs to health. A trial will convince anyone.

The mild and immediate effect of Swamp-Root, the great kidney and bladder remedy is soon realized. It stands the highest for its wonderful cures of the most distressing cases. Swamp-Root will set your whole system right, and the best proof of this is a trial.

Dear Sir: 33 Cottage St., Melrose, Mass. "Ever since I was in the Army, I had more or less kidney trouble, and within the past year it became so severe and complicated that I suffered everything and was much alarmed—my strength and power was fast leaving me. I saw an advertisement of Swamp-Root and wrote asking for advice. I began the use of the medicine and noted a decided improvement after taking Swamp-Root only a short time."

I continued its use and am thankful to say that I am entirely cured and strong. In order to be very sure about this, I had a doctor examine some of my water today and he pronounced it all right and a splendid condition.

I know that your Swamp-Root is purely vegetable and does not contain any harmful drugs. Thanks to you for my complete recovery and recommending Swamp-Root to all sufferers. I am, very truly yours, "I. C. RICHARDSON."

SPECIAL NOTE.—In order to prove the wonderful merits of Swamp-Root you may have a sample bottle and a book of valuable information, both sent absolutely free by mail. The book contains many of the thousands upon thousands of testimonial letters received from men and women cured. The value and success of Swamp-Root are so well known that our readers are advised to send for a sample bottle. In sending your address to Dr. Kilmer & Co., Binghamton, N. Y., be sure to say you read this generous offer in the Salt Lake City Daily Deseret News. The genuineness of this offer is guaranteed.

CREDIT TO ALL!

Men's Youth's and Children's clothing sold on easy payments. We carry a very large stock of reliable up-to-date clothing and make Suits to Order. Also Elgin and Waltham Watches, Diamonds and Jewelry, selling some at lowest cash prices—but on easy payments. Pay a small deposit down and take goods right with you, then pay balance at \$1.00 a week or by the month. No references, no security asked. Everybody's credit is good at this store.

HUB CLOTHING HOUSE,

No. 50 E. First South.

4 CAR LOADS OF

Granite and Marble Monuments

Decoration Day is Near at Hand

REMEMBER

ELIAS MORRIS & SONS CO.

Importers and Dealers in Marble, Granite and Stone

23-27 West So. Temple - Opp. South Gate Temple Block

Spring Time Need of a Good Tonic

We often have people come to our store for something to brace them up.

We always recommend Rexall Mucu-Tone as the ideal remedy, with the result that they invariably come back, not for the money, which we have always guaranteed to return in case of dissatisfaction, but to speak in the most appreciative terms of this wonderful remedy, and to thank us for having urged them to take it for their spring-time ailments.

Rexall Mucu-Tone is a nutritive tonic, body-builder and blood purifier.

It has won the highest praises not only here, but all over the country.

It cleanses the mucous membranes of the body, drives out the poison, builds up the wasted tissues.

Because it does all this, Mucu-Tone is to our nation the ideal spring tonic. The very first dose of Mucu-Tone braces you up, while three or four weeks of it in tablespoon doses three times a day will make you feel like a new person.

It will rebuild your whole system, making you fairly bubble over with good spirits, buoyancy and vigor of perfect health.

If you are feeling badly, are afraid you are going to be sick; if you are run down and miserable generally, our advice is to take a fifty-cent bottle of Mucu-Tone. If it doesn't straighten you right up and make you feel better than you have in months, we will promptly return you your money.

Smith Drug Co., Druehl & Franken, Central Drug Co., Salt Lake City, Utah.

THE Rexall STORES